

# House Amendment 1433

PAG LIN

1 1 Amend the amendment, H=1335, to Senate File 283, as  
1 2 passed by the Senate, as follows:  
1 3 #1. Page 1, line 5, by striking the word and  
1 4 figure <<Section 1.> and inserting the following:  
1 5 <<Section 1. Section 46.3, Code 2009, is amended  
1 6 to read as follows:  
1 7 46.3 APPOINTMENT OF DISTRICT JUDICIAL NOMINATING  
1 8 COMMISSIONERS.  
1 9 1. The governor shall appoint five eligible  
1 10 electors of each judicial election district to the  
1 11 district judicial nominating commission.  
1 12 2. ~~Appointments~~ The appointments made by the  
1 13 governor shall be to staggered terms of six years each  
1 14 and shall be made in the month of January for terms  
1 15 commencing February 1 of even-numbered years.  
1 16 3. ~~No more than a~~ A simple majority of the  
1 17 commissioners appointed by the governor shall be of  
1 18 the same gender.  
1 19 4. Beginning with terms commencing February 1,  
1 20 2010, there shall not be more than one appointed  
1 21 commissioner from a county within a judicial election  
1 22 district unless each county within the judicial  
1 23 election district has an appointed commissioner and  
1 24 the number of appointed commissioners exceeds the  
1 25 number of counties within the judicial election  
1 26 district. This subsection shall not be used to remove  
1 27 an appointed commissioner from office prior to the  
1 28 expiration of the commissioner's term.  
1 29 Sec. 2. Section 46.4, Code 2009, is amended to  
1 30 read as follows:  
1 31 46.4 ELECTION OF DISTRICT JUDICIAL NOMINATING  
1 32 COMMISSIONERS.  
1 33 1. The resident members of the bar of each  
1 34 judicial election district shall elect five eligible  
1 35 electors of the district to the district judicial  
1 36 nominating commission. Commissioners shall be elected  
1 37 to staggered terms of six years each. The elections  
1 38 shall be held in the month of January for terms  
1 39 commencing February 1 of even-numbered years.  
1 40 2. For terms commencing February 1, 1988, and  
1 41 every six years thereafter, one elected commissioner  
1 42 in each district shall be a woman and one shall be a  
1 43 man. For terms commencing February 1, 1990, and every  
1 44 six years thereafter, one elected commissioner in each  
1 45 district shall be a woman and one shall be a man. For  
1 46 the term commencing February 1, 1992, in the  
1 47 odd-numbered districts the elected commissioner shall  
1 48 be a woman and in the even-numbered districts the  
1 49 elected commissioner shall be a man. For the terms  
1 50 commencing every six years thereafter, the districts  
2 1 shall alternate between women and men elected  
2 2 commissioners.  
2 3 3. Beginning with the terms commencing February 1,  
2 4 2010, there shall not be more than one commissioner  
2 5 from a county within a judicial election district  
2 6 unless each county within the judicial election  
2 7 district has an elected commissioner and the number of  
2 8 elected commissioners exceeds the number of counties  
2 9 within the judicial election district. This  
2 10 subsection shall not be used to remove an elected  
2 11 commissioner from office prior to the expiration of  
2 12 the commissioner's term.  
2 13 Sec. \_\_\_\_.>  
2 14 #2. Page 4, by inserting after line 34 the  
2 15 following:  
2 16 <Sec. \_\_\_\_ TRAVEL REIMBURSEMENT. For the fiscal  
2 17 period beginning July 1, 2008, and ending June 30,  
2 18 2010, a judicial officer may waive travel  
2 19 reimbursement for any travel outside the judicial  
2 20 officer's county of residence to conduct official  
2 21 judicial business.  
2 22 Sec. \_\_\_\_ CIVIL TRIALS == LOCATION.  
2 23 Notwithstanding any provision to the contrary, for the  
2 24 fiscal period beginning July 1, 2008, and ending June

2 25 30, 2010, if all parties in a case agree, a civil  
2 26 trial, including a jury trial may take place in a  
2 27 county contiguous to the county with proper  
2 28 jurisdiction, even if the contiguous county is located  
2 29 in an adjacent judicial district or judicial election  
2 30 district. If the trial is moved pursuant to this  
2 31 section, court personnel shall treat the case as if a  
2 32 change of venue occurred. However, if a trial is  
2 33 moved to an adjacent judicial district or judicial  
2 34 election district, the judicial officers serving in  
2 35 the judicial district or judicial election district  
2 36 receiving the case shall preside over the case.>  
2 37 #3. Page 5, line 5, by striking the word <section>  
2 38 and inserting the following: <sections>.  
2 39 #4. Page 5, line 6, by inserting before the word  
2 40 <being> the following: <travel reimbursement waivers,  
2 41 and moving civil trials,>.  
2 42 #5. Page 5, line 7, by striking the word <takes>  
2 43 and inserting the following: <take>.  
2 44 #6. Page 5, line 11, by inserting after the word  
2 45 <appointment> the following: <and compensation>.  
2 46 #7. By renumbering as necessary.

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2 50 KAUFMANN of Cedar

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3 4 SWAIM of Davis

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3 8 SCHULTZ of Crawford

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3 12 PALMER of Mahaska

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3 16 SANDS of Louisa

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3 20 BAUDLER of Adair

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3 24 REICHERT of Muscatine

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3 28 SCHUELLER of Jackson

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3 32 ANDERSON of Page

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3 36 T. TAYLOR of Linn

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3 40 R. OLSON of Polk

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